



# PUBLIC NOTICE

**US Army Corps  
of Engineers**

Rock Island District

Applicant: Continental Cement Company, LLC

Date: January 27, 2004

Expires: February 25, 2004

CEMVR-OD-P-455500

Section 10/404

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**Joint Public Notice  
US Army Corps of Engineers  
State of Missouri**

1. Applicant. Continental Cement Company, LLC, 14755 N. Outer Forty Drive, Suite 514, Chesterfield, Missouri 60317.
2. Project Location. Section 2, Township 56 North, Range 4 West, Ralls County, Missouri; Mississippi River mile 305.4.
3. Project Description. To expand an existing barge dock/loading facility, replace existing mooring piles, and install new pile structures for establishing a commercial fleeting area.
  - a. Dock/Loading Facility. The existing 30'x24' barge docking facility will be expanded to 130'x50'. The existing structure will be removed and new sheet pile will be driven and backfilled with dirt and rock fill, then capped with concrete.
  - b. Piling structures. Three (3) existing piling structures will be replaced near an existing intake structure, and 9 new piling structures will be installed to establish anchor points for a proposed fleeting area. All piling structures will be constructed of battered H-pile or equivalent. Piling structures will be spaced at approximately 200-foot intervals along the fleeting area.
  - c. Fleeting Area. A commercial fleeting area will be established downstream of the proposed dock improvements. The fleeting area will be approximately 1715 feet long by 315 feet wide, and will be located 50 to 100 feet offshore. The applicant proposes to moor up to a maximum of 71 barges at this location. The fleet will be located in a minimum of 11 feet of water to avoid or minimize potential dredging. A mussel survey conducted in September, 2003, was also consulted/utilized to locate the fleeting site in an area that contains few if any mussel resources. The final configuration of the fleet was adjusted to avoid mussel beds identified in the survey, and to locate the barges over loose sand substrate that is typically not suitable for mussels. The fleeting area will service both the applicant's facility and provide fleeting for other barge transportation interests.
4. Agency Review.
  - a. Department of the Army, Corps of Engineers. The Department of the Army application is being processed under the provisions of Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344).
  - b. State of Missouri. The project plans have been submitted to the Missouri Department of Natural Resources for state certification of the proposed work in accordance with Section 401 of the Clean Water Act. The certification, if issued, will express the Agency's opinion that the proposed activities will not violate applicable water quality standards.
5. Historical/Archaeological. The Corps consulted with the District's Mississippi River geographic information systems (GIS) archeological site and survey databases as maintained by the Corps and current as of August 2003. No archaeological surveys or sites are located in the permit area. The permit is for expansion of existing dock facility and inclusion of mooring facilities within the active riverbed of the Mississippi River. The Corps has determined that no historic properties are affected by issuance of this permit based upon the fact that "the nature, scope, and magnitude of the work, and/or structures to be permitted are such that there is little likelihood that a historic property exists or may be affected" (33 CFR Part 325, Appendix C.3.b).

6. Endangered Species. District staff have performed a preliminary review of this application for the potential impact on threatened or endangered species pursuant to Section 7 of the Endangered Species Act as amended. Based upon the information provided and available at this time, our preliminary determination is that the proposed activity would have no effect on federally-listed endangered or threatened species or critical habitat. While no consultation has been initiated with the United States Fish and Wildlife Service (FWS) at this time, we are further coordinating this application with the FWS and the respective resource agencies through this public notice. Accordingly, our preliminary determination is subject to change should further information become available.

7. Dredge/Fill Material Guidelines. The evaluation of the impact of the proposed activity on the public interest will also include application of the guidelines promulgated by the Administrator of the United States Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

8. Public Interest Review. The decision whether to issue the Corps permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

9. Who Should Reply. The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity. These statements should be submitted on or before the expiration date specified at the top of page 1. These statements should bear upon the adequacy of plans and suitability of locations and should, if appropriate, suggest any changes considered desirable.

10. Public Hearing Requests. Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. A request may be denied if substantive reasons for holding a hearing are not provided.

11. Reply to the Corps. Comments concerning the Corps permit should be addressed to the District Engineer, US Army Corps of Engineers, Rock Island District, ATTN: OD-P, Clock Tower Building - Post Office Box 2004, Rock Island, Illinois 61204-2004. **Mr. Project Manager (309/794-53 # #)** may be contacted for additional information.

Attach  
Plan

Jon Klingman  
Project Manager  
Regulatory Branch

REQUEST TO POSTMASTERS: Please post this notice conspicuously and continuously until the expiration date specified at the top of page 1.

NOTICE TO EDITORS: This notice is provided as background information for your use in formatting news stories. This notice is not a contract for classified display advertising.

SUBJECT: CEMVR-OD-P-455500

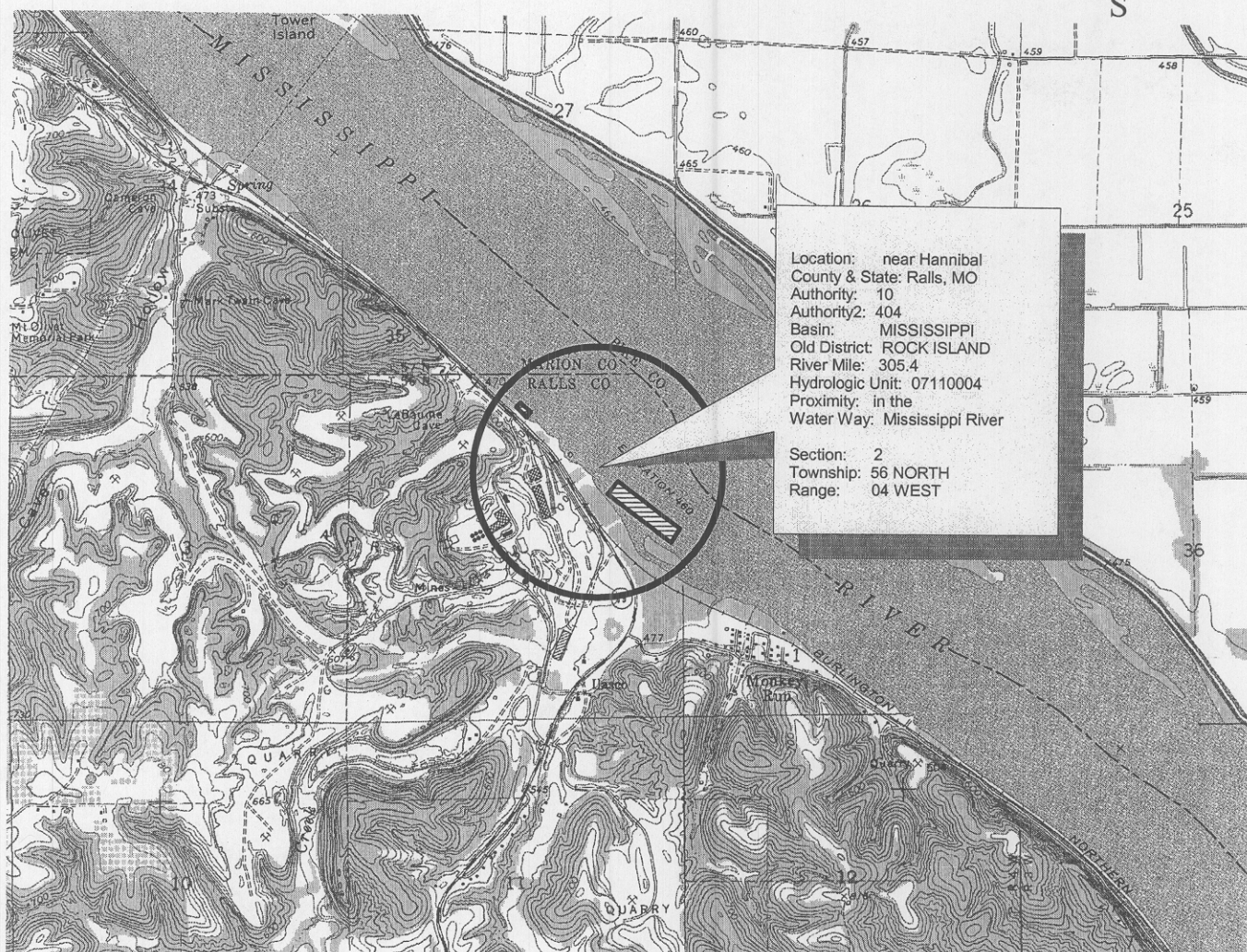
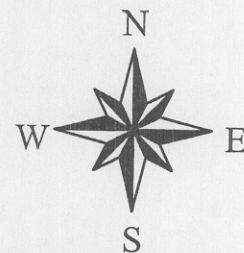
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OD-PP

CEMVR-OD-P-455500  
Continental Cement Company



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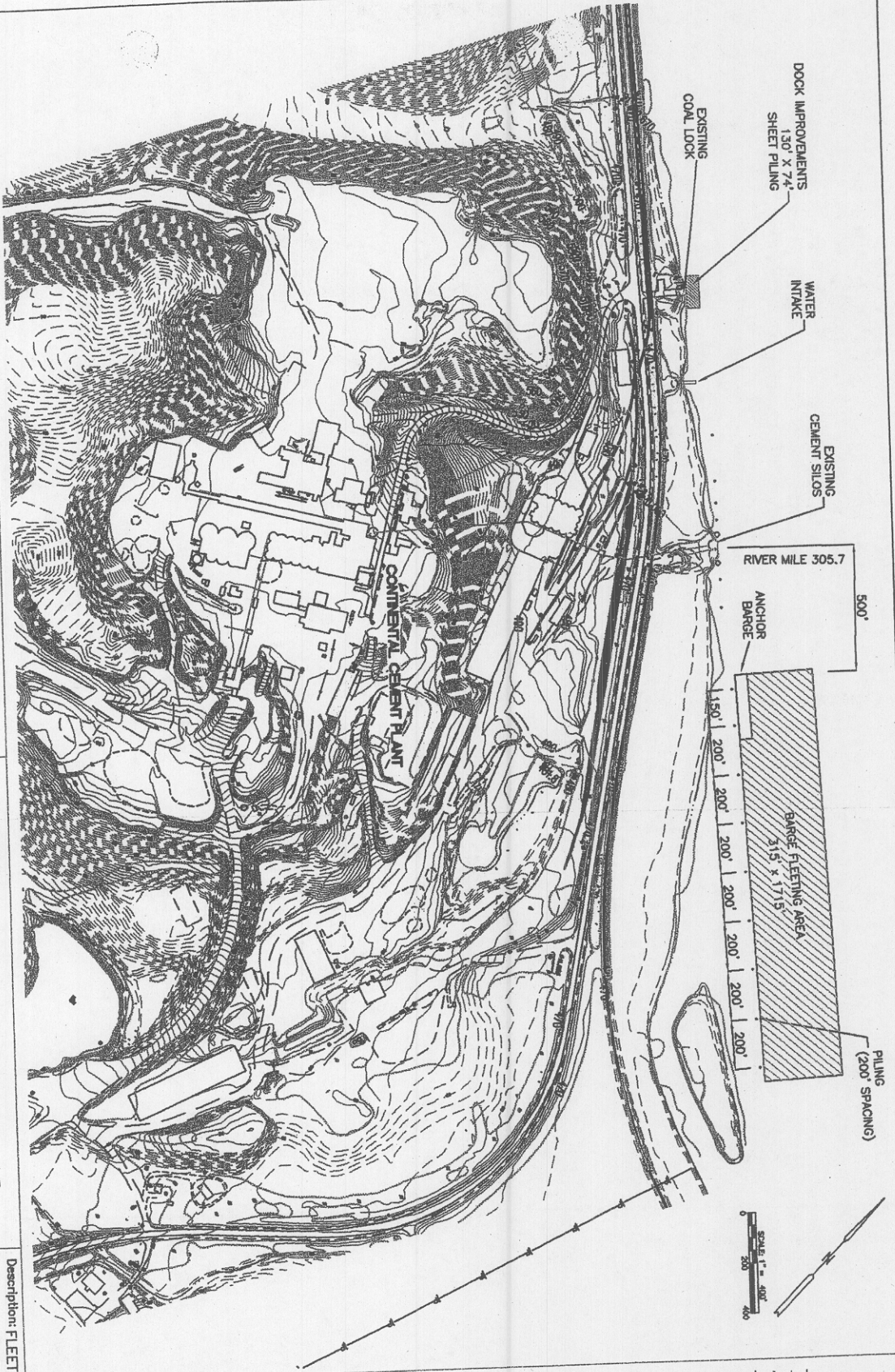
ENCLOSURE

REV. NO.	DATE	DESCRIPTION



RESOURCE INSTITUTE, LLC  
206 EAST HIGH STREET, SUITE C  
JEFFERSON CITY, MO 65101  
PHONE: 573-634-5008  
FAX: 573-634-8730

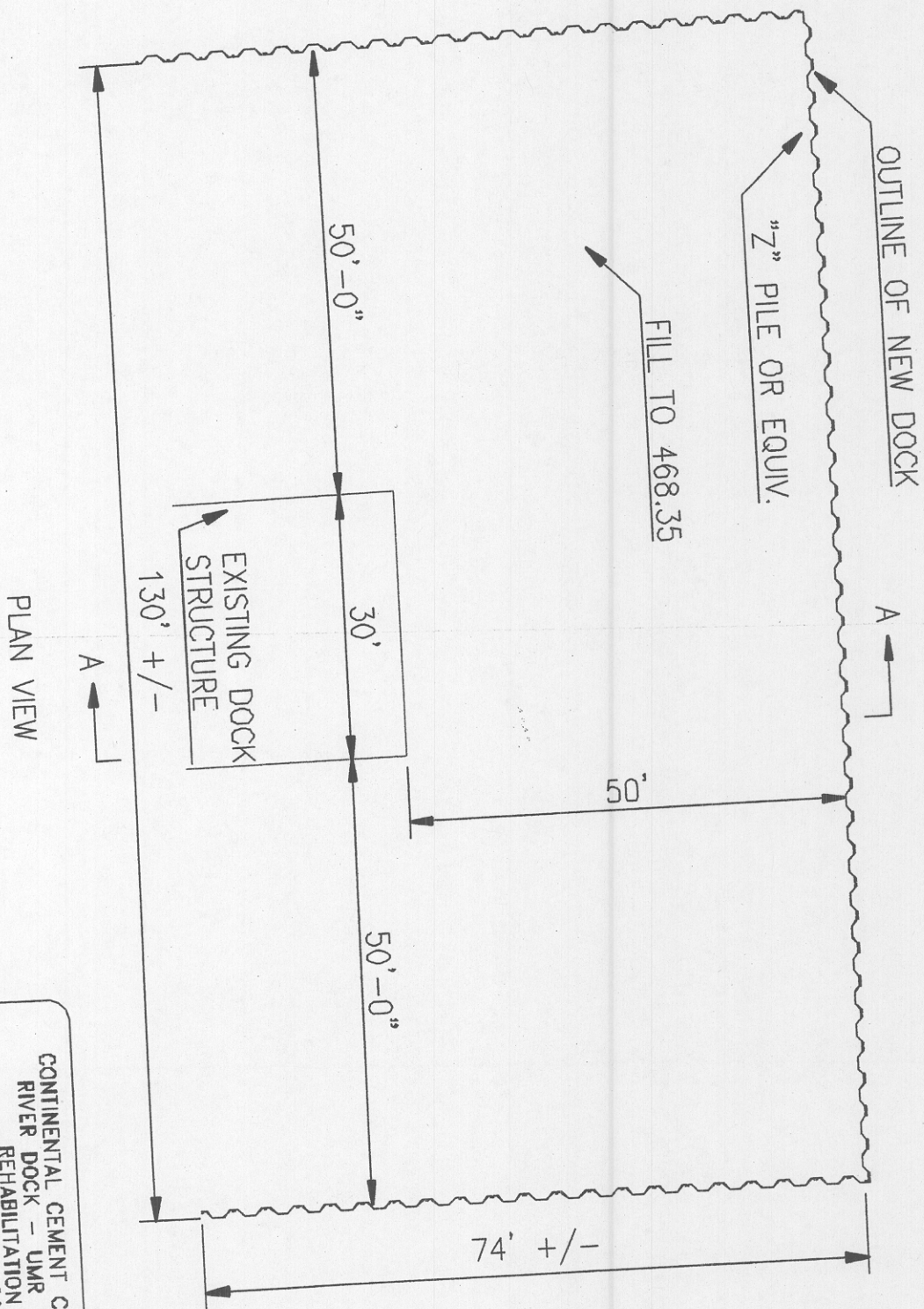
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FILE NAME	DATE
0103PLAN-14.dwg	09/17/03
DWG BY	APP. BY
W.J.A.	
SCALE	DWG #
AS SHOWN	S-1



LEGEND	
	ROAD
	EXISTING CONTOURS
	EXISTING TREELINE
	PROPERTY LINE
	BUILDING

CEMVR-OD-P-455500  
Sheet 2 of 6  
Site Plan

2

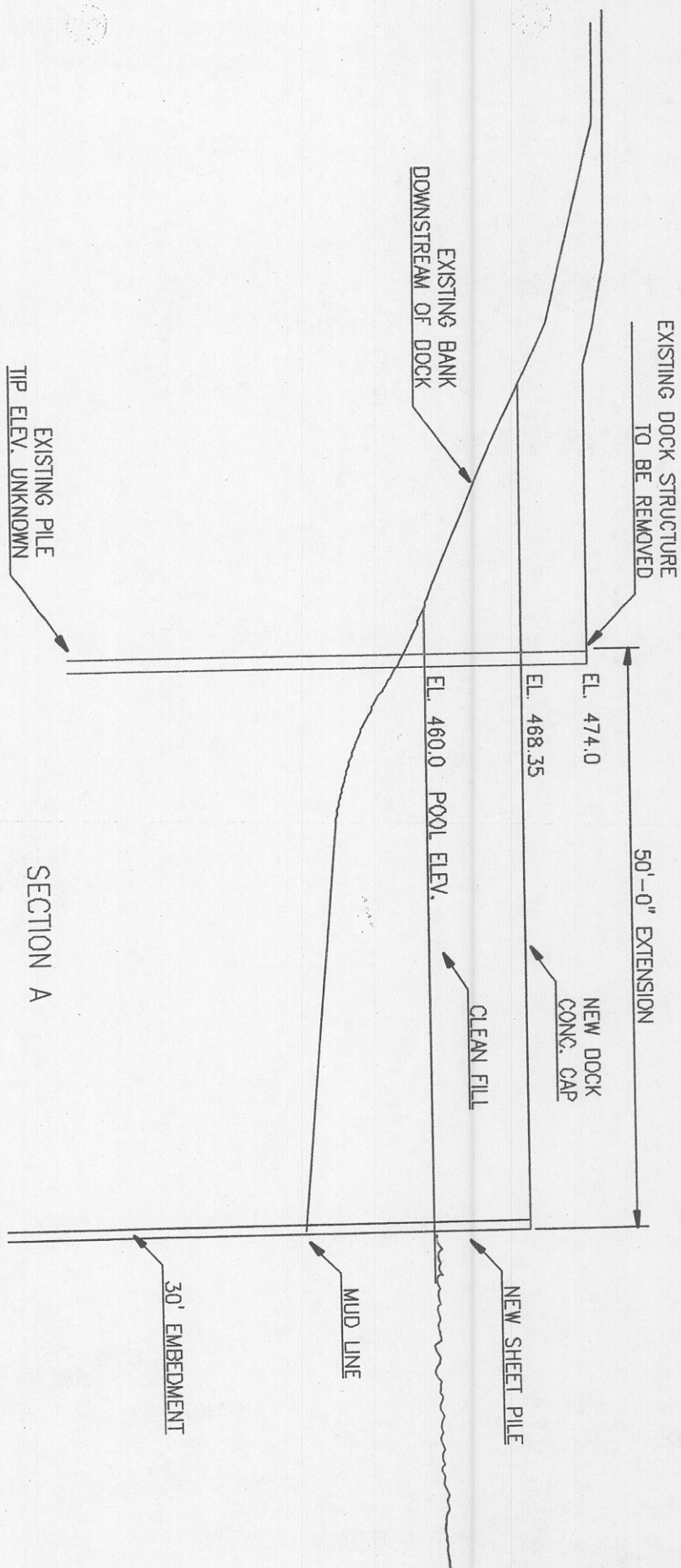


CONTINENTAL CEMENT COMPANY  
RIVER DOCK - UMR 305.7  
REHABILITATION  
NOVEMBER 17, 2003  
Sheet 2 - NOT TO SCALE

CEMVR-OD-P-455500  
Sheet 3 of 6  
Dock Expansion

FNCL 4





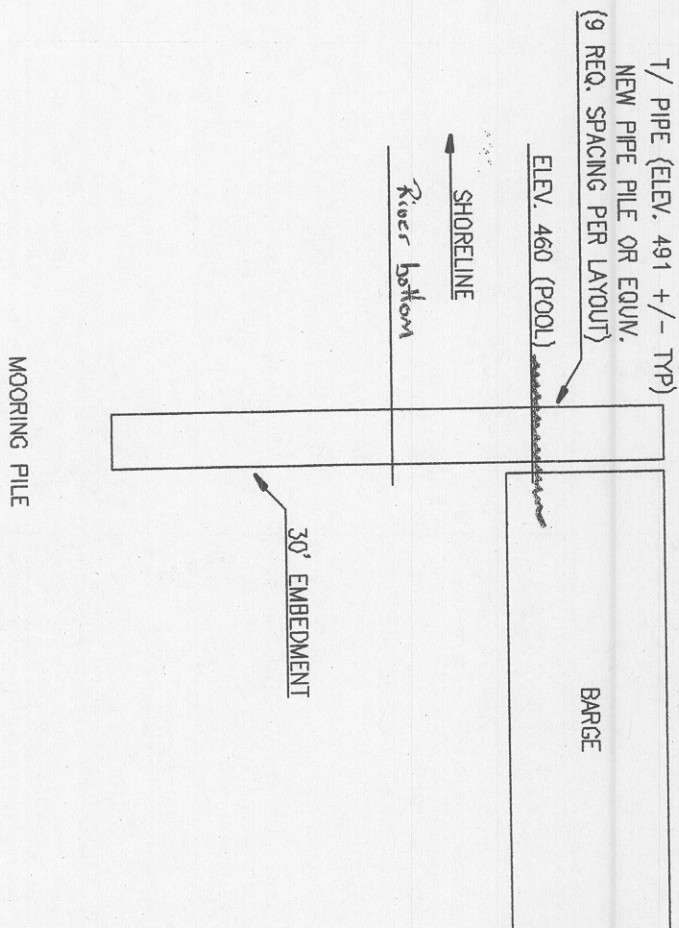
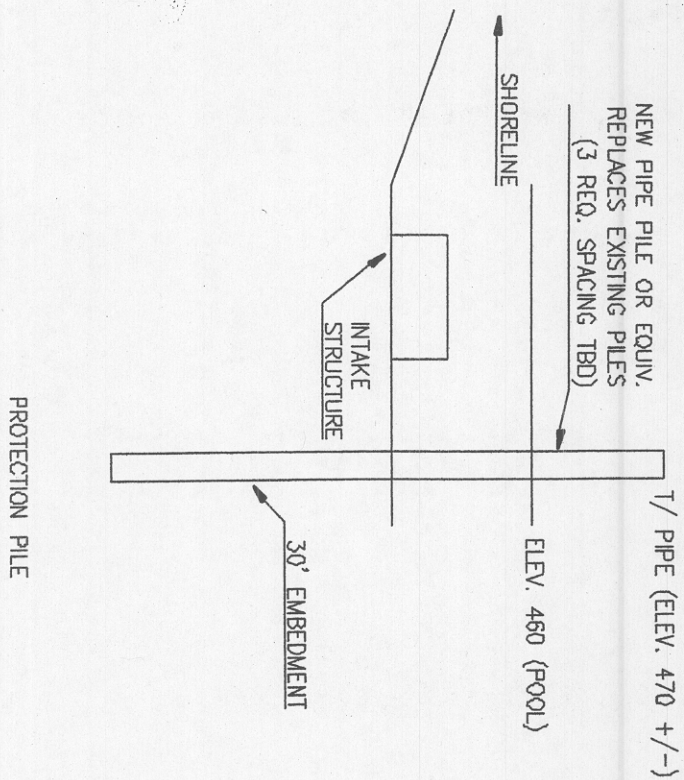
SECTION A

CONTINENTAL CEMENT COMPANY  
RIVER DOCK - UMR 305.7  
REHABILITATION  
NOVEMBER 17, 2003

Sheet 3 - NOT TO SCALE

ENCL 5

CEMVR-OD-P-455500  
Sheet 4 of 6  
Dock Cross Section



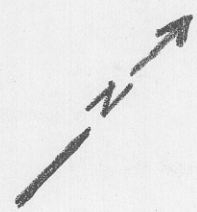
CEMVR-OD-P-455500  
Sheet 5 of 6  
Piling Sections

CONTINENTAL CEMENT COMPANY  
RIVER DOCK - UMR 305.7  
REHABILITATION  
NOVEMBER 17, 2003

Sheet 4 - NOT TO SCALE

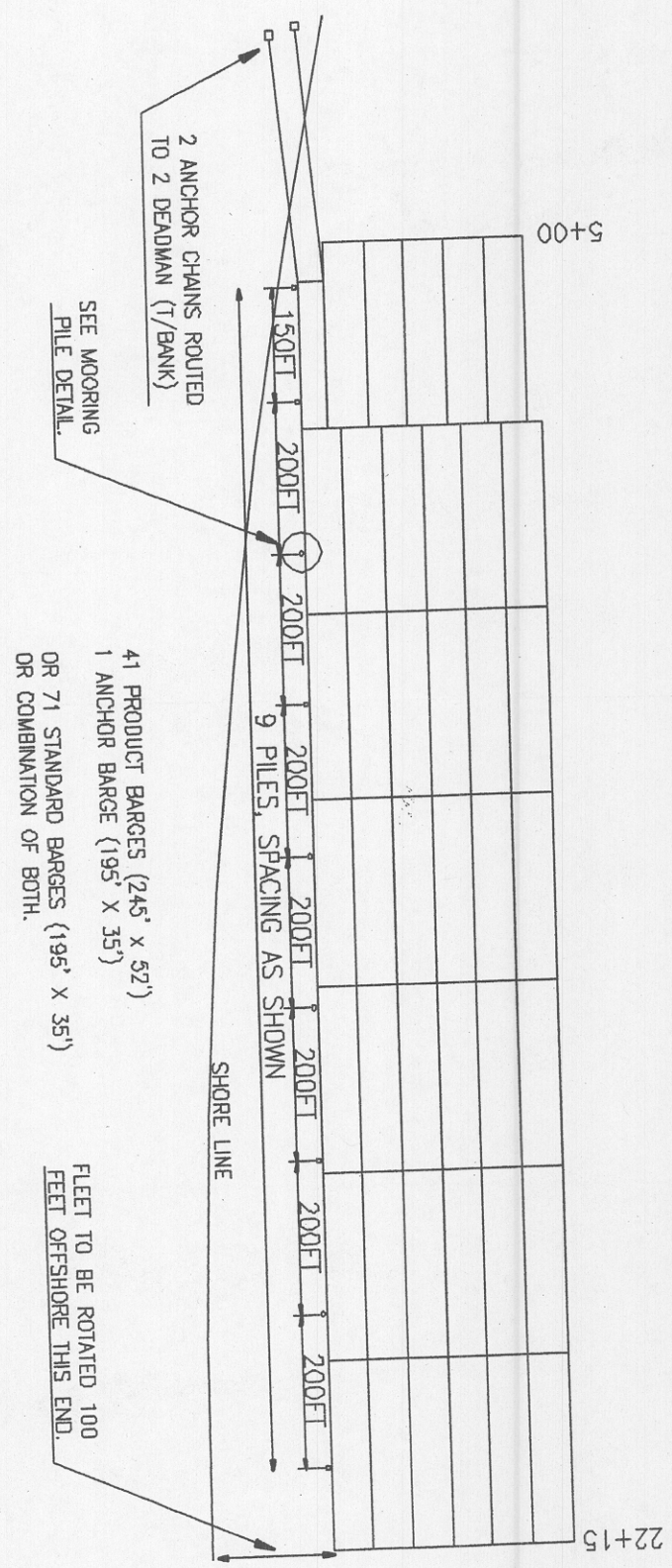
ENCL 6





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CEMENT SILOS  
(REF. POINT)  
MILE 305.7

NEW BARGE FLEET LAYOUT



CONTINENTAL CEMENT COMPANY  
RIVER DOCK - UMR 305.7  
REHABILITATION  
NOVEMBER 17, 2003  
Sheet 1 - NOT TO SCALE